

01/07/2005

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Mehrdad Nikoonahad et al.  
Title: Scanning System For Inspecting Anomalies On Surfaces  
Application No.: 10/666,120 Filing Date: September 19, 2003  
Examiner: Rosenberger, Richard A. Group Art Unit: 2877  
Docket No.: TNCR.001US4 Conf. No.: 8430

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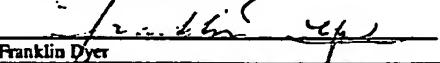
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### PETITION FOR EXTENSION OF TIME

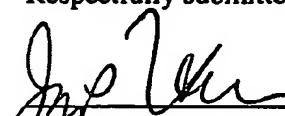
Dear Sir:

Applicant(s) respectfully petition(s) for a three-months extension of time within which to respond to the outstanding Office Action mailed March 22, 2004, such extension allowing the undersigned until September 22, 2004 to respond.

A check is enclosed that includes the amount of \$1,020.00, as set forth in the enclosed transmittal letter.

<u>Certificate of Mailing Under 37 CFR 1.8</u>
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 5, 2005.
 Franklin Dyer

Respectfully submitted,

  
James S. Hsue  
Reg. No. 29,545  
1/5/05  
Date

01/10/2005 MAHMED1 00000096 10666120

02 FC:1253 1020.00 0P

Adjustment date: 05/09/2005 SDIRETA1  
01/10/2005 MAHMED1 00000096 10666120  
02 FC:1253 -1020.00 0P

Repln. Ref: 05/09/2005 SDIRETA1 0013100700  
DA#:502664 Name/Number:10666120  
FC: 9204 \$1020.00 CR

Certificate of Transmission Under 37 CFR 1.8

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Sue Bronaghim

March 16, 2005

**CUSTOMER NO. 36257****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s):	Mehrdad NIKOONAHAD et al.		
Title:	Scanning System for Inspecting Anomalies on Surfaces		
Application No.	10/666,120	Filing Date:	September 19, 2003
Examiner:	Richard A. ROSENBERGER	Group Art Unit:	2877
Docket No.:	TNCR.001US4	Conf. No.	8430

MailStop 16 - Refunds  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COPY****REQUEST FOR REFUND**

Dear Sir:

On January 5, 2005, a Petition for Revival of an Application for Patent Abandoned Unintentionally was filed in this application, accompanied by a Petition for Extension of Time of three (3) months and the extension fee of \$1,020. A copy of that Petition for Extension of Time is attached.

This application was subsequently revived, and as the attached Decision on Petition reflects, the extension fee submitted on January 7, 2005 was not required. Therefore, it is hereby requested that a refund in the amount of \$1,020 be credited to the deposit account of the undersigned: Deposit Account No. 50-2664.

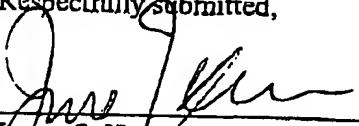
Atty Docket No. TNCR.001US4

-1-

Application No 10/666,120

This Request for refund is submitted in duplicate.

Respectfully submitted,

  
James S. Hsue  
Reg. No. 29,545

3/16/05

Date

PARSONS HSUE & DE RUNTZ LLP  
655 Montgomery Street, Suite 1800  
San Francisco, CA 94111  
(415) 318-1160 (main)  
(415) 318-1162 (direct)  
(415) 693-0194 (fax)

Atty Docket No. TNCR.001US4

-2-

Application No 10/666,120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Mehrdad Nikoonahad et al.  
Title: Scanning System For Inspecting Anomalies On Surfaces  
Application No.: 10/666,120 Filing Date: September 19, 2003  
Examiner: Rosenberger, Richard A. Group Art Unit: 2877  
Docket No.: TNCR.001US4 Conf. No.: 8430

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COPY**PETITION FOR EXTENSION OF TIME

Dear Sir:

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Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 5, 2005.

Franklin Dyer

Respectfully submitted,

  
James S. Hsue  
Reg. No. 29,545

1/5/05  
Date



COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 P.O. BOX 1450  
 ALEXANDRIA, VA 22313-1450  
[www.uspto.gov](http://uspto.gov)

**RECEIVED**

FEB 22 2005

James S. Hsue  
 Parsons Hsue & de Runtz LLP  
 Suite 1800  
 655 Montgomery Street  
 San Francisco, CA 94111

Parsons Hsue & de Runtz LLP **COPY MAILED**

FEB 16 2005

**OFFICE OF PETITIONS**

In re Application of  
 Nikoonahad, et al.  
 Application No. 10/666,120  
 Filed: September 19, 2003  
 Docket No.: TNCR.001US4

: DECISION ON PETITION  
 :  
 :  
 :  
 :

**COPY**

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed January 7, 2005, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned June 23, 2004 for failure to timely reply to the non-final Office action mailed March 22, 2004. The Notice set a three (3) month shortened statutory period of time for reply. No extensions of time in accordance with 37 C.F.R. § 1.136 were timely requested. Notice of Abandonment was mailed December 9, 2004.

A grantable petition pursuant to 37 C.F.R. § 1.137(b) must be accompanied by: (1) the required reply to the outstanding Office action or notice, unless previously filed; (2) the petition fee as set forth in 37 C.F.R. § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee set forth in 37 C.F.R. § 1.20(d)) required pursuant to 37 C.F.R. § 1.137(c).

The instant petition has been reviewed and found in compliance with the provisions of 37 C.F.R. § 1.137(b). Accordingly, the failure to timely submit a proper reply to the non-final Office action is accepted as having been unintentionally delayed.

The above-identified application is being revived solely for purposes of continuity. As continuity has been established by this decision reviving the application, the application is again

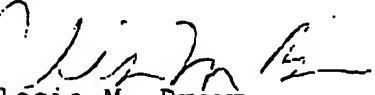
Application No. 10/666,120

2

abandoned in favor of continuation application No. 10/948,514  
filed September 22, 2004.

Pursuant to 37 CFR 1.136, an extension of time must be filed prior to the expiration of the maximum period obtainable for reply to avoid abandonment. Therefore, no extension of time fee is due in connection with this petition. The extension of time fee submitted herewith is thus unnecessary. Petitioner may request a refund of the \$1,020.00 extension of time fee submitted January 7, 2005 by writing to the Finance Office, Refund Section. A copy of this decision should accompany any request for refund.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.



Alesia M. Brown  
Petitions Attorney  
Office of Petitions

16-Mar-2005 04:35pm From-PARSONS HSUE & DE RUNTZ LLP  
PARSONS HSUE & DE KUNTZ LLP

4156830184

T-545 P.001/008 F-185

855 Montgomery Street, Suite 1800 San Francisco, Ca  
94111

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Date March 16, 2005  
To Finance Office, Refund Section  
United States Patent and Trademark Office  
Fax number (703) 308-6778  
Tel number (800) 786-9199

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From James S. Hsue, Reg. No. 29,545  
Total pages 8  
Subject Refund of Overpayment

Our Ref. TNCR.001US4

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COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Applicants: Nikoonahad et al.  
Title: Scanning System for Inspecting Anomalies on Surfaces  
Patent No.:  
Issue Date:  
Application No.: 10/666,120  
Filing Date: September 19, 2003  
Conf. No.: 8430  
Arty Docket No.: TNCR.001US4

ENCLOSED:

1. Request for Refund (in duplicate);
2. Copy of previously requested Petition for Extension of Time;
3. Copy of USPTO Decision on Petition.

JSHsue

Due Date: March 16, 2005

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